Christian Fellowship Church

PO Box 530158 Harlingen, TX 78553 (956) 428-2088 - phone (956) 428-3108 - fax

Received & Inspected

SEP 2 8 2012 FCC Mail Room



Case Identifier: CGB-CC-0103

To Whom it May Concern:

Christian Fellowship Church ("CFC") is in receipt of the Institute for Public Representation's correspondence of September 10, 2012. Please allow this brief correspondence to serve as CFC's brief response to that correspondence and to serve as its supplemental brief to CFC's original petition. CFC is not formally represented by counsel and as such would like to apologize at the out set for any lack of understanding or acumen as to how this process works. This is not something that our church has dealt with before. CFC was not made aware of any of these code sections or applicable laws until reviewing the Institute's reviewing of September 10, 2012. If more time were available, CFC would like to and would provide additional proof and avail itself to Consumer and Governmental Affairs Bureau (CGB) in order to comply with any and all requests or proof requirements that may exist.

I. CFC is Unable to Afford Captioning

CFC can assure the CGB that it is in the best position to make a determination about its ability to afford or not afford captioning. The Institute for Public Representation makes several incorrect assumptions about CFC's ability to afford captioning. In an effort to address several of the Institute's accusations, CFC has requested three written quotes from captioning providers. One of our subjective issues is that our local broadcast station (KGBT TV 4) no longer accepts beta tapes. This is important to note because this changes CFC's workflow and video format. CFC's updated quotes are lower than the initially obtained verbal quotes perviously filed due to the change in workflow and format. CFC is now able to deliver *The Bridge* digitally by Internet. CFC received the attached quotes:

National Captioning Institute:

\$285 per week (See Attachment 1)

Caption Labs:

\$180 per week (See Attachment 2)

Closed Caption Maker:

\$100 per week (See Attachment 3)

Obviously, Closed Caption Maker provided the lowest bid. Please note that the closed captioned bid does not include an end product delivered to the broadcast station. Closed Caption Maker is only able to provide CFC with a caption file after which CFC technicians will have to further edit and merge the files to make *The Bridge* compatible with the broadcast station's computer systems. This will obviously increase the expense, and add approximately eighty dollars to the total production cost. If the CGB rules against CFC's petition and CFC is forced to pay for closed captioning with Closed Caption Maker, CFC's total production cost will increase by \$9,360 or 28.6% annually. CFC cannot afford this increase in its production cost.

While it is true that CFC's 2011 Profit/Loss Statement reflected a "profit" of about \$135,000, there are several factors to consider that the Institute for Public Representation is not in the best position to understand. CFC pays its personnel salaries and other expenses out of the reflected "profit". CFC has also hired additional personnel since 2011. The "profit" reflected in 2011 is not consistent or indicative of CFC's earning history. As the CGB is well aware, nonprofit organizations often show a profit on their financial statements. CFC is no different and the leadership of CFC can assure the review board, regardless of "profits", it cannot afford a 28% increase in production cost and continue to provide The Bridge to our community. The Bridge has been on the air since 2006 and has a well know history in our community of providing much needed encouragement and guidance to its viewers. The leadership of the church has received innumerable reports and testimonies as a result of our program, The Bridge. The bottom line is that CFC could argue with the Institute for Public Representation for days about what it can or cannot afford. We, as the Christian Fellowship Church, represent to this review board that we cannot afford this increase. Should CFC be required to pay for captioning we would have no alternative but to cease production of The Bridge. CFC remains available and willing to provide any additional information necessary and is providing the attached affidavit regarding CFC's financial status (See Attachment 4). I am also available and willing to discuss any of these issues or provide any of information needed and can be reached by calling the church phone listed above.

II. Alternative Avenues for Captioning Assistance

CFC did not intend to "fail to demonstrate that it engaged in any specific efforts to obtain funding assistance," and has done its best to explore every avenue possible. CFC contacted KGBT-TV and local business for assistance. None of these were able to assist CFC with closed captioning. Again, I remain willing to provide any information in my possession or speak with

anyone in an effort to aid the FCC in reaching an understanding that CFC has in fact explored other avenues for captioning assistance without success.

III. Prayer

CFC by no means makes any attempt to not abide by the rules as suggested by the Institute for Public Representation's correspondence. CFC's #1 desire is to make our program, The Bridge, available to as many people as possible. If it were possible, we would provide it to every person suffering from hearing impairment in our community. CFC has a long and distinguished track record for providing sign language interpretation during our worship services. I can assure the FCC and review board that CFC's heart is to provide and make available our message of hope to the World. Unfortunately, we have to take a realistic look at what we are able to provide financially. The unfortunate truth in this instance is that CFC cannot afford to provide closed captioning at this time. If the Bureau ultimately decides that CFC must pay for closed captioning, CFC will have to discontinue its production of The Bridge. This would be a sad day for our Church and our community. On behalf of CFC, I respectfully request that you enter an order renewing our program's exemption from the Commission's closed captioning rules.

Respectfully submitted,

randon L

Brandon Farr

September 27, 2012

Associate Pastor
The Bridge Director
Christian Fellowship Church
PO Box 530158
Harlingen, TX 78553
(956) 428-2088

brandon@cfcharlingen.com

ATTACHMENT 1



Quote Number Created Date **Expiration Date**

11000000 9/26/2012

10/5/2012

Prepared By

Christy Roney

E-mail

croney@ncicap.org

Company Address 3725 Concorde Parkway

Suite 100

Chantilly, VA 20151 US

Contact Name

Brandon Farr

Account Name

Christian Fellowship Church

Phone Email

(956) 428-2088

info@cfcharlingen.com

Quantity	Product	Line Item Description	Sales Price	Subtotal
	Original Timed Roll-up Network	26-30 minute episodes of offline TRU captioning 26-30 minute clips to be capted sampled * with time roll up captions.	(· .	\$4,160.00 \$3,250.00

Subtotal

\$7,410.00

Total Price

\$7,410.00

This quote is based on 26-30 minute episodes to be delivered in MPEG 4 files from the client. NCI would deliver MPEG 4 files with Time rollup captions.

We are pleased to submit the above quotation for your consideration. This proposal is subject to NCI's standard terms and conditions. Payment term is net 30 days. Prices quoted are subject to acceptance within 60 days and subject to credit approval.

Accepted b	٧.				

Date:____/___/

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Questions? 877-258-7800

Dear Brandon,

It was a pleasure to speak with you about closed captioning your program. Below you will find your quote.

Standard Captioning

28:30 Program - \$145 Per Episode (Includes transcription)

StationDrop: \$35

Base Price Per Episode: \$180

New Client Forms

Please fax forms to (614) 410-3001

New Account Application.pdf

©Credit Card Authorization.doc

Turn Around:

Two Business Days

Accepted Formats:

DV, BetaSP, DVCpro, DVcam, DVD, Hard Drives, Quicktime File

Please Ship Tapes To:

CaptionLabs 1010 Taylor Station Rd. Suite E Columbus, OH 43230 Phone: (614) 410-3000

1010 Taylor Station Rd. Suite E Columbus, Ohio 43230 United States Opt-Out

Walter Gallant < wGallant@CCmaker.com>
To: Brandon Farr
Closed Captioning Quote

September 27, 2012 11:01 AM

Hi,

1) If you send us a reference file (small mp4 file), we can create a 'caption file'; normally an SCC or CAP file. Cost, including transcribing, is \$100 per 30-min SD show.

You were going to look into your TriCaster system to see if you can combine a caption file and then send that to the TV Station.

There is a product (\$1500) from Pixeltools which will combine an SCC with an mpeg4; but if I remember it might only create a mpeg4-ps file. I haven't looked at it for months.

This is what 'we do' and am interested in working with you to find a solution. We do all testing free.

You should call the TriCaster folks. I quickly checked the internet but didn't find much dealing with 'files' and CCing and TriCaster.

Walter Gallant ClosedCaption Maker www.CCmaker.com 1-717-695-7981

Concerning CFC Financial Statements

This statement is in regards to CFC's financial statement attached to CFC's Petition for Exemption from Commissions's Closed Captioning Rules (Case No. CGB-CC-0103). The Institute for Public Representation at Georgetown Law suggested in CG Docket No. 06-181 that our financial statement showed CFC as being capable of paying for Closed Captioning for The Bridge television program. Regardless of how the Institute for Public Representation interprets CFC's 2011 profit/loss statement, I, Barry Jackson, Senior Pastor and President of CFC, do hereby affirm that CFC would be unable to keep The Bridge on air if the cost of production rose by twenty percent or more.

Barry Jackson 4

September 27, 2012



Office of the Secretary Federal Communications Commission Attention: Roger Holberg Attorney, Disability Rights Office Consumer and Governmental Affairs Bureau 445 12th Street, SW Washington, DC 20554

I, Brandon Farr, hereby attest that I was unsuccessful in obtaining assistance for Closed Captioning from our Programming Distributor, KGBT-TV Channel 4. Also, I was unsuccessful in obtaining paid sponsorship for our Closed Captioning from any local business and/or church member(s).

Brandon Farr Associate Pastor Christian Fellowship Church 901 N Loop 499 PO BOX 530158 Harlingen, Texas 78553

undar -

956-428-2088

Maria C Fernandez Notary Public STATE OF TEXAS My Comm. Exp. 09/04/2015 Maria C Fernander

CERTIFICATE OF SERVICE

I, Brandon Farr, Associate Pastor, Christian Fellowship Church, do herby certify that, on September 27, 2012, a copy of the foregoing document was served via Overnight Fedex with Signature Required for receipt, postage prepaid upon Blake E. Reid at the Institute for Public Representation:

Att: Blake E. Reid Institute for Public Representation Georgetown Law 600 New Jersey Ave. NW Washington, DC 20001

Brandon Farr

September 27, 2012